

NOV 15 2006

PTO/SB/97 (08-03)

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In re: U.S. Patent Application Serial No. 10/712,644 for:
DATABASE AND DATABASE MANAGEMENT SYSTEM
Filing Date: November 13, 2003 Inventor: Victor A. Bennett et al.
Examiner: Hassan Mahmoudi Art Unit: 2165
Docket No.: 356682-991101

Certificate of Transmission under 37 CFR 1.8

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2. Transmittal Form (1 pg);
3. Notice of Appeal (1 pg);
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on November 15, 2006
Date


Signature

Cathy Pittman

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FAX TRANSMISSION COVER SHEET

November 15, 2006

To: U.S. Patent and Trademark Office

Telephone:

Fax Number:
1-571-273-8300

From: Timothy W. Lohse *TWL*
650.833.2055

Client-Matter Number: 356682-991101

Re: U.S. Patent Application:
Serial No.: 10/712,644 Filing Date: November 13, 2003
Title: DATABASE AND DATABASE MANAGEMENT SYSTEM

Pages: - 5 - (including this form)

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PTO/SB/21 (09-04)

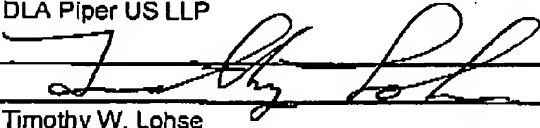
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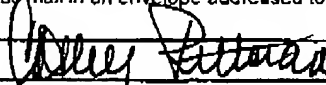
TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/712,644
	Filing Date	November 13, 2003
	First Named Inventor	Victor A. Bennett
	Art Unit	2165
	Examiner Name	Hassan Mahmoudi
Total Number of Pages in This Submission	Attorney Docket Number	356682-991101

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Fax cover to USPTO (1 pg); Notice of Appeal (1 pg); Certificate of Facsimile Transmission (1 pg);
Remarks The Commissioner is hereby authorized to deduct any additional fees or to credit any overpayment of fees to Deposit Account 07-1896.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	DLA Piper US LLP		
Signature			
Printed name	Timothy W. Lohse		
Date	November 15, 2006	Reg. No.	35,255

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Signature			
Typed or printed name	Cathy Pittman	Date	November 15, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (07-08)

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Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). FEE TRANSMITTAL for FY 2006		Complete If Known	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	10/712,644
		Filing Date	November 13, 2003
		First Named Inventor	Victor A. Bennett
		Examiner Name	Hassan Mahmoudi
		Art Unit	2165
TOTAL AMOUNT OF PAYMENT		(\$250.00)	Attorney Docket No. 356682-991101

METHOD OF PAYMENT (check all that apply)

☐ Check
 ☐ Credit Card
 ☐ Money Order
 ☐ None
 ☐ Other (please identify): _____

☒ Deposit Account
 Deposit Account Number: 07-1896
 Deposit Account Name: DLA Piper US LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below
 ☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17
 ☒ Credit any overpayments

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FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Small Entity Fee (\$)	Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims = _____
 Extra Claims = _____
 Fee (\$)= _____
 Fees Paid (\$)= _____

HP = Highest number of total claims paid for, if greater than 20

Indep. Claims = _____
 Extra Claims = _____
 Fee (\$)= _____
 Fees Paid (\$)= _____

HP = highest number of independent claims paid for, if greater than 3

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets = _____
 Extra Sheets = _____
 Number of each additional 50 or fraction thereof = _____
 Fee (\$)= _____
 Fee Paid (\$)= _____


- 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Notice of Appeal

Fee Paid (\$)= 250.00

SUBMITTED BY		Registration No. 35,255	Telephone 650.833.2055
Signature		(Attorney/Agent)	
Name (Print/Type)	Timothy W. Lohse		Date November 15, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/31 (09-06)

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NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCESDocket Number (Optional)
356682-991101

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on November 15, 2006

Signature _____

Typed or printed
name Cathy PittmanIn re Application of
Victor A. BennettApplication Number
10/712,644Filed
November 13, 2003

For Database and Database Management System

Art Unit
2165Examiner
Hassan Mahmoudi

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20 (b)(1))

\$500.00

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

\$250.00

☐ A check in the amount of the fee is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 07-1896. I have enclosed a duplicate copy of this sheet.☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

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I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/86)

☒ attorney or agent of record.

Registration number 35,255.

☐ attorney or agent acting under 37 CFR 1.34.

Registration number if acting under 37 CFR 1.34. _____

Signature

Timothy W. Lohse

Typed or printed name

650.833.2055

Telephone number

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of _____ forms are submitted.

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